

Application Serial No. 09/434,394

Attorney Docket No. 114596-20-4009

Amendment Dated October 11, 2006 - Request for Reconsideration of Action of July 18, 2006

REMARKS/ARGUMENTS

By this paper, Applicant responds to the Office Action of July 18, 2006 and respectfully requests reconsideration of the application.

I. Interview Summary

In a series of telephone interviews in September and October 2006, the following were agreed:

The amendments to claims 2, 14, 22 and 30 are not narrowing. Rather, they merely state expressly the broadest reasonable interpretation of the term "segment descriptor" consistent with the specification, the ordinary and customary meaning of the term, the meaning that the term would have to a person of ordinary skill in the art in question at the time of the invention, and the interpretation that was previously inherent in the application as filed.

The claim amendments have been evaluated for compliance with the "written description" requirement of § 112 ¶ 1 and the "new matter" prohibition of § 132, and the Examiner concludes that no rejection or objection is warranted.

All rejections set forth in the last Office Action are withdrawn.

II. Conclusion

Applicant respectfully submits that the application is in condition for allowance. In the event that any extension of time is required, Applicant petitions for that extension of time required to make this response timely. Kindly charge any additional fee, or credit any surplus, to Deposit Account No. 23-2405, Order No. 114596-20-4009.

Respectfully submitted,

WILLKIE FARR & GALLAGHER LLP

Dated: October 11, 2006

By: 

David E. Boundy
Registration No. 36,461
WILLKIE FARR & GALLAGHER LLP
787 Seventh Ave.
New York, New York 10019
(212) 728-8000
(212) 728-8111 Fax

Amendment After Final
This paper dated October 11, 2006

page
15

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